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01/30/2009

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:	§ CASE NO. 07-41092-BTR-7
	§
ROBERT EDWIN JACOBSEN, Debtor	§ CHAPTER 7
	§
COUNTRYWIDE HOME LOANS SERVICING, L.P. ITS ASSIGNS AND/OR SUCCESSORS IN INTEREST, Movant	§ § § § § § FINAL HEARING DATE: 01/21/2009
	§
v.	§ TIME: 10:00 AM
	§
ROBERT EDWIN JACOBSEN; CHRISTOPHER J. MOSER, Trustee	§ § §
Respondents	§ JUDGE BRENDA T. RHOADES

**AGREED ORDER GRANTING MOTION
FOR RELIEF FROM STAY OF ACTION PURSUANT TO 11 U.S.C. §362(a)
AND WAIVER OF THIRTY DAY REQUIREMENT PURSUANT TO**

11 U.S.C. §362(e) FILED

BY

**COUNTRYWIDE HOME LOANS SERVICING, L.P. ITS ASSIGNS AND/OR
SUCCESSORS IN INTEREST**

On this day came on before the Court the Motion of COUNTRYWIDE HOME LOANS SERVICING, L.P. ITS ASSIGNS AND/OR SUCCESSORS IN INTEREST, Movant, for Relief from the Automatic Stay. The Court is advised that the parties agree that the Chapter 7 Trustee shall have 180 days in which to market and sell the hereinafter described property. In the event the property is not sold and Movant paid in full, the automatic stay shall terminate, at midnight, **JULY 20, 2009**. Therefore, it is

ORDERED that the Chapter 7 Trustee shall have 180 days in which to market and sell the hereinafter described property. In the event the property is not sold and Movant paid in full, the automatic stay of 11 U.S.C. §362 shall terminate, at midnight, **JULY 20, 2009** with respect to Movant on the following described property, to wit:

LOT 14, BLOCK C, OF BILTMORE SWIM & RACQUET CLUB PHASE ONE
REPLAT, AN ADDITION TO THE CITY OF PLANO, COLLIN COUNTY, TEXAS,
ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME C, PAGE 475,
MAP RECORDS, COLLIN COUNTY, TEXAS.

It is further

ORDERED that if on July 20, 2009, there is a pending application to sell the property or there is an order authorizing a sale for an amount sufficient to pay Movant's lien in full, Movant shall not foreclose on the property and the Trustee shall have an additional forty-five (45) days from July 20, 2009 in which to close the sale. In the event the Trustee does not close on the property by end of the forty-five (45) day period Movant shall foreclose on the property.

It is further

ORDERED that if Movant seeks to recover attorneys' fees incurred after the date of this Order, Movant shall file an application for compensation in accordance with Federal Bankruptcy Rule 2016.

It is further

ORDERED that the provision of Rule 4001 (a) (3), Federal Rules of Bankruptcy Procedure is hereby waived and COUNTRYWIDE HOME LOANS SERVICING, L.P. ITS ASSIGNS AND/OR SUCCESSORS IN INTEREST may immediately enforce and implement this Order Lifting Stay.

Signed on 1/30/2009

Brenda T. Rhoades SR
HONORABLE BRENDA T. RHOADES,
UNITED STATES BANKRUPTCY JUDGE

APPROVED AS TO FORM AND SUBSTANCE

BARRETT DAFFIN FRAPPIER
TURNER & ENGEL, LLP

BY:/s/ PAUL KIM

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